

HOUSE BILL No. 1780

DIGEST OF INTRODUCED BILL

Citations Affected: IC 22-15-3-8.

Synopsis: Moratorium on privatization of prisons. Places a three year moratorium on building private prisons.

Effective: May 6, 2001 (retroactive).

Harris, Dickinson, Summers

January 17, 2001, read first time and referred to Committee on Ways and Means.

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Introduced

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE BILL No. 1780

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 22-15-3-8 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE MAY
3 6, 2001 (RETROACTIVE)]: **Sec. 8. (a) After May 6, 2001, the office**
4 **may not issue a design release for the new construction or**
5 **expansion of a building or other structure, other than a county jail,**
6 **that:**

7 **(1) is to be used to confine persons sentenced for an offense in**
8 **Indiana, in another state, or by the federal government or**
9 **another country; and**

10 **(2) is operated by a person other than a city, town, county,**
11 **state, or federal authority.**

12 **(b) This section expires May 7, 2004.**

13 SECTION 2. [EFFECTIVE MAY 6, 2001 (RETROACTIVE)]
14 **Under Indiana law, a person may not build a Class 1 structure,**
15 **such as a prison, without a design release issued by the office of the**
16 **state building commissioner. IC 22-15-3-8, as added by this act,**
17 **prohibits the issuance of a design release for the new construction**

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1 or expansion of a private prison. The general assembly finds that
2 the enactment of IC 22-15-3-8 by this act is the least restrictive
3 method of placing a moratorium on the building of private prisons
4 until the policy issues related to the operation of these facilities can
5 be resolved.

6 SECTION 3. An emergency is declared for this act.

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